

B 104
(Rev. 8/87)**ADVERSARY PROCEEDING COVER SHEET**
(Instructions on Reverse)ADVERSARY PROCEEDING NUMBER
01-003**PLAINTIFFS**

John Howard Payne

DEFENDANTSInternal Revenue Service of the
United States of America**ATTORNEYS (Firm Name, Address, and Telephone No.)**S. Ira Miller
111 W. Washington St. Ste. 1631
Chicago, IL 60602
312 372-2215**ATTORNEYS (If Known)**Mandee Rosler
U.S. Dept. of Justice
Civil Trial Section
Tax Division 555 Fourth St. NW. Wash. D.C.**PARTY** (Check one box only)☐ 1 U.S. PLAINTIFF☒ 2 U.S. DEFENDANT☐ 3 U.S. NOT A PARTY

20001

CAUSE OF ACTION (WRITE A BRIEF STATEMENT OF CAUSE OF ACTION, INCLUDING ALL U.S. STATUTES INVOLVED)Suit to declare the dischargeability of the obligations of the Debtor for
taxes for the year 1986 Chapter 7 of Title 11 and Title 26 Sec. 6020**NATURE OF SUIT**

(Check the one most appropriate box only.)

- ☐ 454 To Recover Money or Property
- ☐ 435 To Determine Validity, Priority, or
Extent of a Lien or Other Interest in
Property
- ☐ 458 To obtain approval for the sale of
both the interest of the estate and
of a co-owner in property
- ☐ 424 To object or to revoke a discharge
11 U.S.C. §727

- ☐ 455 To revoke an order of confirmation
of a Chap. 11 or Chap. 13 Plan
- ☒ 426 To determine the dischargeability
of a debt 11 U.S.C. §523
- ☐ 434 To obtain an injunction or other
equitable relief
- ☐ 457 To subordinate any allowed claim
or interest except where such
subordination is provided in a plan

- ☐ 456 To obtain a declaratory judgment
relating to any of foregoing causes
of action
- ☐ 459 To determine a claim or cause of
action removed to a bankruptcy
court
- ☐ 498 Other (specify)

**ORIGIN OF
PROCEEDINGS**

(Check one box only.)

☒ 1 Original
Proceeding☐ 2 Removed
Proceeding☐ 4 Reinstated
or Reopened☐ 5 Transferred
from Another
Bankruptcy
Court☐ CHECK IF THIS IS A CLASS
ACTION UNDER F.R.C.P. 23**DEMAND**NEAREST THOUSAND
\$

OTHER RELIEF SOUGHT

☐ JURY
DEMAND**BANKRUPTCY CASE IN WHICH THIS ADVERSARY PROCEEDING ARISES****NAME OF DEBTOR**

John Howard Payne

BANKRUPTCY CASE NO.

97 B 39766 / 339 / 7 / Cook

DISTRICT IN WHICH CASE IS PENDING

Northern District

DIVISIONAL OFFICE

Eastern

NAME OF JUDGE

Schmetterer

RELATED ADVERSARY PROCEEDING (IF ANY)**PLAINTIFF****DEFENDANT****ADVERSARY PROCEEDING NO.****DISTRICT****DIVISIONAL OFFICE****NAME OF JUDGE****FILING
FEE** (Check one box only.)☒ FEE ATTACHED☐ FEE NOT REQUIRED☐ FEE IS DEFERRED**DATE**

4/10/01

PRINT NAME

S. Ira Miller

SIGNATURE OF ATTORNEY (OR PLAINTIFF)

S. Ira Miller